

DATE LEG

1 September 1989
OCA 3100-89

MEMORANDUM FOR:

[Redacted]

Policy Coordination Staff, [Redacted] DO

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FROM:

[Redacted]

Legislation Division
Office of Congressional Affairs

SUBJECT:

H.R. 1280 Immigration Exclusion and
Deportation Amendments of 1989

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1. Per our discussion, attached for your review is a copy of H.R. 1280, the Immigration Exclusion and Deportation Amendments of 1989. Congressman Frank introduced the bill on 7 March 1989 and it was referred to the Judiciary Committee.

2. The bill, among other things, would repeal Section 235(c) of the Immigration and Nationality Act, which provides for the consideration of classified information during administrative exclusion proceedings. The bill also adds a new provision, Section 236(a)(2), which allows consideration of classified information only in exclusion cases where the alien appeared to violate US espionage or technology transfer laws, where the alien was involved in the violent or unlawful overthrow of the United States Government, or where the alien was involved in terrorist activities. The Department of Justice opposes this legislation and believes that Section 236(a)(2) would result in a transfer of the adjudication of exclusion cases involving classified information from the INS Regional Commissioners to proceedings before immigration judges.

3. We will monitor the bill and keep you advised. In the meantime, we would appreciate any comments you may have concerning this bill. Thank you for your attention to this matter.

[Redacted]

Attachment

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OCA 3100-89

SUBJECT: H.R. 1280 Immigration Exclusion and Deportation
Amendments of 1989

OCA/LEG/ [] (1 Sept 89)

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Distribution:

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101ST CONGRESS
1ST SESSION

H. R. 1280

To amend the Immigration and Nationality Act with respect to grounds for
exclusion and deportation of aliens.

IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 1989

Mr. FRANK (for himself, Mr. ACKERMAN, Mr. ATKINS, Mr. AU COIN, Mr. BATES, Mr. BEILENSEN, Mr. BERMAN, Mrs. BOXER, Mr. BROWN of California, Mr. BUSTAMANTE, Mrs. COLLINS, Mr. CROCKETT, Mr. DEFazio, Mr. DEL LUMS, Mr. DIXON, Mr. DURBIN, Mr. DYMALLY, Mr. EDWARDS of California, Mr. FAUNTROY, Mr. FAZIO, Mr. FOGLIETTA, Mr. GREEN, Mr. HALL of Ohio, Mr. HAYES of Illinois, Mr. HOYER, Mr. KASTENMEIER, Mr. KENNEDY, Mr. KOSTMAYER, Mr. LEHMAN of Florida, Mr. LEVIN of Michigan, Mr. LEVINE of California, Mr. LEWIS of Georgia, Mr. MARKEY, Mr. MATSUI, Mr. MAZZOLI, Mr. MCHUGH, Mr. MINETA, Mr. MOAKLEY, Mr. MOODY, Mr. MORRISON of Connecticut, Mr. MBRAZEK, Mr. OWENS of New York, Mr. PANNETTA, Mr. PEASE, Ms. PELOSI, Mr. ROYBAL, Mr. SAWYER, Mr. SHAYS, Mr. STARK, Mr. STUDDS, Mr. SYNAR, Mr. TORRES, Mr. TOWNS, Mr. UDALL, Mr. WEISS, Mr. YATES, and Mr. WAXMAN) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act with respect to
grounds for exclusion and deportation of aliens.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*